

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 670

To require the Secretary of Health and Human Services to ensure that pregnant women receiving assistance under title X of the Public Health Service Act are provided with information and counseling regarding their pregnancies, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 27, 1993

Mr. WAXMAN introduced the following bill; which was referred to the  
Committee on Energy and Commerce

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## A BILL

To require the Secretary of Health and Human Services to ensure that pregnant women receiving assistance under title X of the Public Health Service Act are provided with information and counseling regarding their pregnancies, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Family Planning  
5       Amendments Act of 1993”.

1 **SEC. 2. PROJECT GRANTS AND CONTRACTS FOR FAMILY**  
2 **PLANNING SERVICES.**

3 (a) REQUIRING CERTAIN NONDIRECTIVE COUNSEL-  
4 ING AND REFERRAL SERVICES.—Section 1001 of the  
5 Public Health Service Act (42 U.S.C. 300) is amended—

6 (1) by redesignating subsections (b) through (d)  
7 as subsections (c) through (e), respectively; and

8 (2) by inserting after subsection (a) the follow-  
9 ing subsection:

10 “(b)(1) The Secretary may not make an award of a  
11 grant or contract under this section unless the applicant  
12 for the award agrees that the family planning project in-  
13 volved will provide to individuals information regarding  
14 pregnancy management options upon request of the indi-  
15 viduals.

16 “(2) With respect to compliance with the agreement  
17 made under paragraph (1), the family planning project in-  
18 volved, and any provider of services in the project, may  
19 not be required to provide information regarding a preg-  
20 nancy management option if—

21 “(A) the project or provider (as the case may  
22 be) objects to doing so on grounds of religious be-  
23 liefs or moral convictions; and

24 “(B) the project or provider refers the individ-  
25 ual seeking services to another provider in the  
26 project, or to another project in the geographic area

1 involved, as the case may be, that will provide such  
2 information.

3 “(3) For purposes of this subsection, the term ‘infor-  
4 mation regarding pregnancy management options’ means  
5 nondirective counseling and referrals regarding—

6 “(A) prenatal care and delivery;

7 “(B) infant care, foster care, and adoption; and

8 “(C) termination of pregnancy.”.

9 (b) COMPLIANCE WITH STATE LAWS ON PARENTAL  
10 NOTIFICATION AND CONSENT.—Section 1008 of the Pub-  
11 lic Health Service Act (42 U.S.C. 300a–6) is amended by  
12 inserting “(a)” before “None” and by adding at the end  
13 the following:

14 “(b)(1) No public or nonprofit entity that performs  
15 abortions may receive an award of a grant or contract  
16 under section 1001 unless the entity has certified to the  
17 Secretary that the entity is in compliance with State law  
18 regarding parental notification of or consent for the per-  
19 formance of an abortion on a minor which is enforced in  
20 the State in which the entity is located.

21 “(2) Paragraph (1) shall not be construed to require  
22 or prohibit a State’s adoption of parental notification or  
23 parental consent laws regarding the performance of an  
24 abortion on a minor, or to require or prohibit the enforce-  
25 ment by a State of such laws.”.

1 (c) AUTHORIZATION OF APPROPRIATIONS.—Section  
2 1001(e) of the Public Health Service Act, as redesignated  
3 by subsection (a) of this section, is amended to read as  
4 follows:

5 “(e) For the purpose of grants and contracts under  
6 this section, there are authorized to be appropriated  
7 \$220,000,000 for fiscal year 1994, and \$250,000,000 for  
8 fiscal year 1995.”.

9 **SEC. 3. AUTHORIZATION OF APPROPRIATIONS FOR TRAIN-**  
10 **ING GRANTS AND CONTRACTS.**

11 Section 1003(b) of the Public Health Service Act (42  
12 U.S.C. 300a–1(b)) is amended to read as follows:

13 “(b) For the purpose of grants and contracts under  
14 subsection (a), there are authorized to be appropriated  
15 \$6,250,000 for fiscal year 1994, and \$7,000,000 for fiscal  
16 year 1995.”.

17 **SEC. 4. AUTHORIZATION OF APPROPRIATIONS FOR INFOR-**  
18 **MATIONAL AND EDUCATIONAL MATERIALS.**

19 Section 1005(b) of the Public Health Service Act (42  
20 U.S.C. 300a–3(b)) is amended to read as follows:

21 “(b) For the purpose of grants and contracts under  
22 subsection (a), there are authorized to be appropriated  
23 \$12,000,000 for fiscal year 1994, and \$13,500,000 for fis-  
24 cal year 1995.”.

1 **SEC. 5. SENSE OF CONGRESS; REQUIREMENT REGARDING**  
2 **NOTICE.**

3 (a) SENSE OF CONGRESS REGARDING PURCHASE OF  
4 AMERICAN-MADE EQUIPMENT AND PRODUCTS.—In the  
5 case of any equipment or products that may be authorized  
6 in title X of the Public Health Service Act to be purchased  
7 with an award of a grant or contract under such title, it  
8 is the sense of the Congress that entities receiving such  
9 an award should in expending the award purchase only  
10 American-made equipment and products.

11 (b) NOTICE TO RECIPIENTS OF AWARDS.—In making  
12 awards of grants and contracts under title X of the Public  
13 Health Service Act, the Secretary of Health and Human  
14 Services shall provide to each recipient of such an award  
15 a notice describing the statement made in subsection (a)  
16 by the Congress.

17 **SEC. 6. EFFECTIVE DATE.**

18 This Act and the amendments made by this Act take  
19 effect upon the date of the enactment of this Act.

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